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13 **UNITED STATES BANKRUPTCY COURT**

14 **CENTRAL DISTRICT OF CALIFORNIA, LOS ANGELES DIVISION**

15 In re
16 COLDWATER DEVELOPMENT LLC,
17 Debtors and Debtors-in-
Possession.

Lead Case No. 2:21-bk-10335-BB
Chapter 11

Jointly Administered With:
Case No. 2:21-bk-10336-BB

**JOINT STIPULATION REGARDING
PAYMENTS PURSUANT TO ADEQUATE
PROTECTION ORDER**

19 In re
20 LYDDA LUD, LLC,
21 Debtors and Debtors-in-
Possession.

23
24 ☒ Affects Both Debtors.
25 ☐ Affects Coldwater Development LLC
Only.
☐ Affects Lydda Lud, LLC Only

26 Debtors and Debtors-in-
27 Possession.

1 **TO THE HONORABLE SHERI BLUEBOND, UNITED STATES BANKRUPTCY JUDGE,**
2 **AND ALL PARTIES IN INTEREST:**

3 Equity Holder Mohamed Hadid (“Hadid”) and Trustee Sam S. Leslie (“Trustee”), in his
4 capacity as trustee for the bankruptcy estates of Debtors Coldwater Development, LLC and Lydda
5 Lud, LLC (Coldwater Development, LLC and Lydda Lud, LLC together, “Debtors”; Hadid and
6 Trustee together, “Parties”), enter into the following stipulation based upon the following recitals.

7 **RECITALS**

8 **WHEREAS**, Coldwater Development, LLC filed for voluntary bankruptcy on January 15,
9 2021.

10 **WHEREAS**, Lydda Lud, LLC filed for voluntary bankruptcy on January 15, 2021.
11 [Docket No. 1]

12 **WHEREAS**, Trustee was appointed in both cases on December 6, 2021. [Docket No. 191]

13 **WHEREAS**, Hadid deposited \$1,500,000.00 into the Trustees’ account (“Escrow
14 Deposit”).

15 **WHEREAS**, the Court entered its Adequate Protection Order (“APO”) on
16 April 1, 2021 [Docket No. 69]

17 **WHEREAS**, the APO orders Debtors to pay Creditor Give Back, LLC the amount of
18 \$7,657.42 per month (“APO Payment”).

19 **WHEREAS**, Hadid and Trustee have agreed that the Trustee will make the APO Payment
20 for up to a maximum of the next three months following entry of this stipulation from the Escrow
21 Deposit, at the discretion of the Trustee.

22 **STIPULATION**

23 Based upon the above recitals, the Parties hereby stipulate, subject to the approval and
24 consent of this Court, that:

- 25 1. Trustee shall pay the monthly APO Payment for up to the three months immediately
26 following entry of this stipulation from the Escrow Deposit;
- 27 2. Hadid hereby agrees to waive his claim to the Escrow Deposit to the extent the
28 Escrow Deposit is used to pay the APO Payments for some or all of the next three months

1 immediately following entry of this stipulation;

2 3. To the extent that funds are used from the Escrow Deposit to pay some of the APO
3 if it is ultimately determined that Hadid is entitled to a return of the Escrow Deposit, to the
4 extent that any of those funds were used to pay the APO's, Hadid will be entitled to a super-
5 priority administrative claim in both chapter 11 cases to the extent of these payments made
6 from the Escrow Deposit

7 4. Hadid reserves all other rights and claims to the Escrow Deposit.
8

9 DATED: March 3, 2022

THEODORA ORINGHER PC

11 By: /s/ William N. Lobel

12 William N. Lobel

13 Jeffrey H. Reeves

14 Christopher J. Harney

15 Attorneys for Equity Holder, MOHAMED
16 HADID

16 DATED: March 4, 2022

BG LAW

18 By: 

19 Jessica Bagdanov

20 Attorney for Trustee, SAM S. LESLIE
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PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is: 535 Anton Blvd., Ninth Floor, Costa Mesa, CA 92626.

A true and correct copy of the foregoing document entitled (*specify*): **JOINT STIPULATION REGARDING PAYMENTS PURSUANT TO ADEQUATE PROTECTION ORDER.**

will be served in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On March 4, 2022, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

☒ Service information continued on attached page

2. SERVED BY UNITED STATES MAIL:

On _____ I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

☐ Service information continued on attached page

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (date) March 4, 2022, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

Via FedEx Overnight

The Honorable Sheri Bluebond
U.S. Bankruptcy Court
Royal Federal Building
255 E. Temple Street, Suite 1534
Los Angeles, CA 90012

☐ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

03/04/2022 Jennifer O'Keefe
Date Printed Name

/s/ Jennifer O'Keefe
Signature

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):

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